

Four (4) copies of the drawings must accompany
this permit application

Permit Number _____
CONTROL _____ SECTION _____

ENTERED IN COMPUTER FILE

INITIAL AND DATE

STATE OF LOUISIANA
DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT
VEGETATION ENHANCEMENT PERMIT

(Required by State Law) Rev 5/14

A copy of this permit shall be available at the site where and when work is performed.

Whereas _____,
(Print or type name of applicant)

hereinafter termed applicant, requests a permit for the use and occupancy of the right-of-way of State Highway No. _____

in _____ Parish, located as follows:

from: _____ Lat: _____ Long: _____

to: _____ Lat: _____ Long: _____
(in Decimal Degrees, e.g. Lat:-30.459, Long: -91.178)

for the planting and/or removal, operation, and maintenance of the following described project:

For Business visibility/vegetation clearing for outdoor advertising, a copy of the issued outdoor advertising permit and photos must be attached.
Estimated value of this project: _____

By signing this permit, applicant/permittee hereby acknowledges receiving a copy of the permit, the general conditions and standards, and the Specific Standards for the Planting and/or Removal of Vegetation, and agrees to comply with all provisions contained therein and all applicable laws, rules and regulations.

DOTD USE ONLY:

Permit is subject to the following conditions (use additional sheets as necessary):

RECOMMENDED FOR APPROVAL
(Check box if review required)

Permit must be signed by the owner or lessee of the property.
Contractor may NOT acquire permit

☒ District Permit Specialist / Date

☒ Outdoor Advertising Specialist / Date

☒ District Traffic Operation Engineer / Date

☒ District Roadside Development Specialist / Date

☒ District ADA of Operations or Area Engineer / Date

☒ Headquarters Landscape Architect Chief / Date

(Signed)

(Owner) (Date)

(Printed or Typed)

(Name of Person Signing Permit)

(Title)

(Street or P.O. Box)

(City or Town) (State) (Zip Code)

(Telephone Number)

(E-mail Address)

Applicant must notify District Permit Specialist
At phone number: _____
prior to beginning work and after work is completed.

DOTD APPROVAL:

Issue Date: _____

Expiration Date: _____

Headquarters Right-of-Way Permit Engineer / Date

The following general conditions and standards shall apply:

FIRST: That, the rights and privileges granted herein shall be nonexclusive and shall not be construed to be any broader than those expressly set out in Acts of the Legislature of the State of Louisiana, regardless of the language used in this permit and that any facilities placed on the highway right-of-way shall be placed in accordance with existing laws and the standards of the Department.

SECOND: That, all work performed thereto shall at all times be subject to inspection and the right is reserved to require such changes, additions, repairs, relocations and removal as may at any time be considered necessary to permit the relocation, reconstruction, widening and maintaining of the highway and to provide proper and safe protection to life and property on or adjacent to the highway, or in the interest of safety to traffic on the highway and that the cost of making such changes, additions, repairs and relocations shall be borne by the applicant, and that all of the cost of the work to be accomplished under this permit shall be borne by the permittee who agrees to hold the Department harmless therefor.

THIRD: That, the proposed vegetation or their maintenance shall not unreasonably interfere with the facilities or the operation or maintenance of the facilities of other persons, firms or corporations previously issued permits of use and occupancy, and the proposed facilities shall not be dangerous to persons or property using or occupying the highway or using facilities constructed under previously granted permits of use and occupancy; and that the Department's records of prior permits are available, it being the duty of the applicant to determine the existence and location of all facilities within the highway right-of-way.

FOURTH: That, data relative to the proposed location, relocation and design of vegetation as may be required by the Department shall be furnished to the Department by the applicant free of cost, and that the permit applicant shall make any and all changes or additions necessary to make the proposed vegetation thereto satisfactory to the Department.

FIFTH: That, the applicant agrees to defend, indemnify, and hold harmless the Department and its duly appointed agents and employees from and against any and all claims, suits, liabilities, losses, damages, costs or expenses, including attorneys' fees sustained by reason of the exercise of this permit, whether or not the same may have been caused by the negligence of the Department, its agents or employees, provided, however, that the provisions of this last clause (whether or not the same may have been caused by the negligence of the Department, its agents or employees) shall not apply to any personal injury or property damage caused by the sole negligence of the Department, its agents or employees, unless such sole negligence shall consist or shall have consisted entirely and only of negligence in the granting of this permit.

SIXTH: That, any permit granted by the Department is subject to revocation at any time.

SEVENTH: That, signing for warning and protection of traffic in instances where workmen, equipment or materials are in close proximity to the roadway surfacing, shall be in accordance with requirements contained in the Department's Manual on Uniform Traffic Control Devices. No vehicles, equipment and/or materials shall operate from, or be parked, stored or stock piled on any highway, median, or in an area extending from the outer edge of the shoulder of the highway on one side to the outer edge of the shoulder of the highway on the opposite side or in the median of any divided highway.

EIGHTH: That, the applicant is the owner of the facility for which a permit requested, and is responsible for maintenance of such: and any permit granted by the Department is granted only insofar as the Department had the power and right to grant the same.

NINTH: That, drainage in highway side and cross ditches must be maintained at all times. The entire highway right-of-way affected by work under a permit must be restored to as good a condition as existed prior to beginning work to the complete satisfaction of the Departments R/W Permit Engineer.

TENTH: That, cutting and trimming of trees, shrubs, etc., shall be in accordance with the Department's EDSM IV.2.1.6 and Vegetation Manual, as revised.

ELEVENTH: That, the applicant is responsible for maintenance of the cleared or thinned area.

TWELFTH: That, permits granted for vegetation removal will require mitigation in the form of replacement plantings.

Vegetation permits will NOT be issued in any of the following circumstances:

- (1) Clearing to provide visibility for outdoor advertising prior to, during sign placement, or where the sign has been in place less than five (5) years.
- (2) Removal of trees or other vegetation to provide visibility for outdoor advertising a distance greater than 500 feet from any outdoor advertising.
- (3) Clearing to provide visual access to a site before the proposed development's building's exterior shell has been completed.
- (4) Vegetation work is planned by the Department or other parties where construction on a proposed highway project is imminent within two (2) years.

SPECIFIC STANDARDS FOR THE PLANTING AND/OR REMOVAL OF VEGETATION**A. Vegetation Enhancement**

- (1) Attached plans to the application for a permit shall include the following:
 - (a) Nature of work to be done – (e.g., Clearing and removal of underbrush and thinning and removal of no more than (60%) of existing trees that are 6" in diameter and under.)
 - (b) A plan of the area and work to be performed.
 - (c) Digital photographs and a diagram of the affected area in accordance with EDSM No. IV.2.1.6
- (2) Landscape Enhancement
 - (a) A plan shall be submitted with the permit to the Landscape Architect Chief for review, comments, and denial or approval. The plan shall be designed and stamped by a Landscape Architect, at no cost to the Department.
 - (b) A licensed Landscape Contractor, at no cost to the Department, shall perform enhancement plantings.
 - (c) The Louisiana Horticulture Commission, Department of Agriculture and Forestry, shall license the Landscape Architect and Landscape Contractor, hired by the permittee.
 - (d) The permittee, as a condition of the permit, shall accept and shall comply with all Louisiana Horticulture Laws, Rules, and Regulations.
 - (e) The permittee agrees to maintain and or replace any enhancement planting not living or seriously damaged for the life of the permit.
 - (f) Irrigation installations for an enhancement planting may be allowed and shall be covered by a separate vegetation permit.
- (3) Trimming and Removal (Trees six (6) inches or greater on Interstate right-of-way)
 - (a) Trimming and removal of trees shall be performed by an ISA certified arborist and a licensed, bonded and insured tree service at no cost to the Department. No topping of trees will be allowed.
 - (b) The applicant shall not erect, or enter into an agreement with other parties to erect, outdoor advertising adjacent to the highway right-of-way for the location for which the permit is issued.
 - (c) Clearing to provide visibility for outdoor advertising may be permitted when the sign has been in place more than five (5) years.
 - (d) Trimming of trees for the movement of houses or other large moveable goods will be reviewed on a case by case basis.

B. Significant Trees

- (1) Clearing of significant trees is prohibited.
 - (2) Trimming of significant trees may be allowed and shall be performed by an ISA certified arborist and a licensed, bonded and insured tree service at no cost to the Department. No topping of trees will be allowed.
- C. Access to the work area shall be from the main roadway or ramps or from the adjacent property as safety dictates. The permittee shall conduct his operation in accordance with DOTD Maintenance Traffic Control Handbook including appropriate traffic control devices. The disturbed access areas shall be restored to original condition upon completion of the work.
- D. Work will be performed only during regular daylight department hours, Monday through Friday excluding legal holidays. When a lane closure on a state highway is necessary, the Department shall ensure, whenever feasible, that such landscaping or maintenance work is not performed between the hours of 7:00 a.m. and 9:00 a.m. or between the hours of 3:00 p.m. and 6:00 p.m.
- E. Vegetation which has been cut shall not be left overnight within 30 feet of the travel lane or within highway right-of-way. No debris will be left over a weekend or holiday. No burning will be permitted on the highway right-of-way. Stumps shall be cut and ground flush with the ground and treated with an approved herbicide immediately after the stump is ground.
- F. The trees or other vegetation to be thinned, selectively removed, or removed and enhanced are a distance greater than 500 feet measured along the interstate from the intersection or the gore area, whichever is greater may be considered.